

# California Regional Water Quality Control Board

## Central Coast Region

Internet Address: <http://www.swrcb.ca.gov/rwqcb3>  
81 Higuera Street, Suite 200, San Luis Obispo, California 93401-5411  
Phone (805) 549-3147 • FAX (805) 543-0397

### NOTICE OF PUBLIC MEETING

Friday, December 7, 2001

### CENTRAL COAST REGIONAL WATER QUALITY CONTROL BOARD MEETING

**Location: Regional Board Conference Room [Inside the Pacific Coast Center at the Intersection of Higuera Street and Madonna Road, San Luis Obispo CA]  
(See Page 8 for location map)**

[Staff will review and transmit all written material to the Board members received by November 28, 2001, 5:00 p.m. Written material submitted after that day will be placed into the official record (unless excluded by ruling of the Board Chair), but will not be sent to Board members before the Board meeting.]

#### Friday, December 7, 2001, 8:30 a.m.

1. Roll Call [Carol Hewitt 805/549-3503] ..... Board Members Present
2. Introductions [Roger Briggs 805/549-3140].....Guests and Staff Present
3. Approval of October 26, 2001 Meeting Minutes..... Board Motion
4. Public Forum..... Board Direction  
*(Any person may address the Board on any matter within its jurisdiction that is not on the agenda. Please walk to the rostrum and after receiving recognition from the Chair, give your name and address, and your comments or questions. In order that all interested parties have an opportunity to speak, please be brief. The Chair generally limits the time allotted to each speaker to **three** minutes).*
5. Low Threat Cases ..... Information/Discussion

#### Low Threat Discharges/Waivers of Waste Discharge Requirements:

Texaco Exploration and Production, In., Cat Canyon, Santa Barbara County [Lou Blanck 805/542-4626]  
Kenko, Inc., Orcutt, Santa Barbara County [Sandra Turshman 805/542-4640]  
Beacon Station No. 400, 1597 Freedom Boulevard, Watsonville, Santa Cruz County  
[Matthew Keeling 805/549-3685]  
Basin Plan Exemption, San Benito County [Matt Fabry 805/549-3458]  
Santa Clara Valley Water District, West Little Llagas Creek Sediment Removal Project, Morgan Hill,  
Santa Clara County [Kimberly Gonzalez 805/549-3150]

**Your comments on agenda items should be submitted according to the deadlines we send with draft agenda items to our interested parties lists. The Regional Board can then review your comments with our staff analysis and response. If you wish to be added to our list for a specific item, please contact the staff person listed with each item in this agenda notice.**

**Uncontested Items (\*)**

6. Uncontested Items Calendar ..... Board Motion  
*(Agenda Item Nos. 15, 16, 17, 18, 19 and 22 with a single asterisk (\*), are expected to be routine and noncontroversial. Recommended action on these items will be taken at the beginning of the meeting without discussion. If any Interested Party, Board Member, or the Executive Officer requests that an item be removed from the calendar, it will be taken up in order).*

**Cleanup Cases**

7. MTBE Sites [Jay Cano 805/549-3699] ..... Status Reports
- Los Osos Valley Garage/Bear Valley Chevron, Los Osos, San Luis Obispo County  
Shell Service Station, Morro Bay, San Luis Obispo County  
Chevron, Cambria, San Luis Obispo County  
Lake San Antonio, Monterey County  
Sturdy Oil Company (Exxon Station), San Miguel Canyon, Monterey County  
Quik Stop Market, Soquel, Santa Cruz County  
Camp Evers Underground Tank Sites, Scotts Valley, Santa Cruz County  
Regionwide MTBE Site List

**Enforcement**

8. Enforcement Report [Brad Hagemann 805/549-3697] ..... Status Report
9. Update of State Board Enforcement Policy [Brad Hagemann 805/549-3697] ..... Status Report
10. City of Pismo Beach, San Luis Obispo County ..... Order No. 01-117  
*(Consideration of Mandatory Minimum Penalty)* [Bruce Paine 805/542-4782]
11. Spectra-Mat, Inc., Watsonville, Santa Cruz County ..... Order No. 01-152  
*(Consideration of Civil Liability for Late Report)* [Wei Liu 805/542-4628]

**Permits**

12. Discharger with Low Threat to Water Quality ..... Order No. 01-119  
*(Reissuance of NPDES Permit No. CAG993001)* [Matt Thompson 805/549-3159]
13. Permit for Highly Treated Groundwater ..... Order No. 01-135  
*(Issuance of NPDES Permit No. CAG993002)* [Burton Chadwick 805/542-4786]
14. Montecito Sanitary District, Santa Barbara County ..... Order No. 01-116  
*(Reissuance of NPDES Permit No. CA0047899)* [Mike Higgins 805/542-4649]

**Waste Discharge Requirements**

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD**  
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- \*15. Louis Calcagno dba Moon Glow Dairy, Monterey County..... Order No. 01-033  
(*Reissuance of Waste Discharge Requirements*) [Lida Tan 805/542-4785]
- \*16. Del Sala dba Sala Dairy, Monterey County..... Order No. 86-159  
(*Recision of Waste Discharge Requirements*) [Martin Fletcher 805/549-3694]
- \*17. San Luis Obispo CSA #7, Oak Shores Development, San Luis Obispo County..... Order No. 01-130  
(*Reissuance of Waste Discharge Requirements*) [Tom Kukol 805/549-3689]
- \*18. Lake San Antonio Recreation Area, South Shore, Monterey County ..... Order No. 01-131  
(*Reissuance of Waste Discharge Requirements*) [Tom Kukol 805/549-3689]
- \*19. Lake San Antonio Recreation Area, North Shore, Monterey County ..... Order No. 01-132  
(*Reissuance of Waste Discharge Requirements*) [Tom Kukol 805/549-3689]
- 20. Cambria Community Services District Wastewater Treatment Plant, San Luis Obispo County.. Order No. 01-100  
(*Reissuance of Waste Discharge Requirements*) [Scott Phillips 805/549-3550]
- 21. Monarch Grove Wastewater Reclamation Facility, San Luis Obispo County..... Order No. 01-141  
(*Revision of Waste Discharge Requirements*) [Sorrel Marks 805/549-3695]
- \*22. Pigeon Point, San Mateo County..... Order No. 98-014  
(*Recision of Waste Discharge Requirements*) [Todd Stanley 805/542-4769]

**Status Reports**

- 23. Duke Energy Morro Bay Power Plant, San Luis Obispo County..... Status Report  
[Michael Thomas 805/542-4623]

**Watershed Management and Basin Planning**

- 24. Total Maximum Daily Loads..... Board Direction  
(*Consideration of Schedule*) [Lisa McCann 805/549-3132]
- 25. Triennial Review List Update..... Resolution No. 01-121  
(*Adopt new Triennial Review List*) [Angus Lewis 805/549-3691 and Howard Kolb 805/549-3332]

**Administrative Items**

- 26. Report by State Water Resources Control Board Liaison [Richard Katz 916/341-5603] ..... Status Report
- 27. Reports by Regional Board Members..... Status Report
- 28. Revised Regional Board Calendar 2002 [Roger Briggs 805/549-3140] ..... Board Motion
- 29. Budget End of Year Report [Paul Jagger 805/549-3502]..... Status Report
- 30. Executive Officer's Report [Roger Briggs 805/549-3140] ..... Information/Discussion

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD**  
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Regulation Summary for September and October 2001

Water Quality Certifications:

*(A chart is provided in the agenda listing the applications received September 22, 2001 through October 31, 2001. A listing of pending applications for Water Quality Certifications pursuant to Section 401 of the Clean Water Act may be obtained by calling Corinne Huckaby 805-549-3504.)*

**Watershed Branch Reports**

Status Reports (Informational Updates; NOTE: Board may give policy direction):

Mount Hermon Conference Center, Santa Cruz County [Todd Stanley 805/542-4769]

**Cleanup Branch Reports**

Corrective Action Plan Approval

Underground Tank Program

BP Oil Facility No. 11240, 2178 41<sup>st</sup> Avenue, Capitola, Santa Cruz County

[Burton Chadwick 805/542-4786]

Artichoke Industries Facility (Former) 11599 Walsh Street, Castroville, Monterey County

[Burton Chadwick 805/542-4786]

SLIC Closed Case

Former Cal-Agra, Inc. Site, 640 McCray Street, Hollister, San Benito County

[John Mijares 805/549-3696]

Status Reports (Informational Updates; NOTE: Board may give policy direction)

Unocal Guadalupe Oil Field, San Luis Obispo County [Katie DiSimone 805/549-3690]

Chevron, Estero Bay, San Luis Obispo County [Sheila Soderberg 805/549-3592]

Buena Vista Landfill [Michael LeBrun 805/542-4645]

Underground Tanks Summary Report dated October 19, 2001 [Jay Cano 805/549-3699]

**Regionwide Reports**

Regional Monitoring [Karen Worcester 805/549-3333]

SB390 Waiver Policy [Eric Gobler 805/549-3467]

**Administrative Reports**

Presentations and Training [Roger Briggs 805/549-3140]

**Closed Session**

Discussion of Cases in Litigation [Staff Counsel Jennifer Soloway] ..... Closed Session  
*(The Board will meet in closed session to discuss pending litigation in the cases of Ragged Point Inn and Resort v. Regional Water Quality Control Board; Ted J. Ferrari v. Regional Water Quality Control Board/Engel & Gray, Inc., Buena Vista Mines, Inc. v. Regional Water Quality Control Board; Regional Water Quality Control Board v. Unocal; South County Regional Waste Water Authority v. Regional Water Quality Control Board, and, the City of Morro Bay v. State Water Resources Control Board, et al., Voices of the Wetlands, et al, v. State Water Resources Control Board, as authorized by Government Code (GC) Section 11126[e][2][A]. The Board may discuss significant exposure to litigation as authorized by GC Section 11126[e][2][B]. The Board may also decide whether to initiate litigation as authorized by GC Section 11126[e][2][C].*

**Adjournment**

Adjournment is to the regularly scheduled Board meeting on February 1, 2002 in San Luis Obispo.

**Regional Board Meeting Schedule 2001-2002**

Date	City	Address

**CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD**  
**Central Coast Regional Board Meeting Agenda**

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**December 7, 2001**

December 7, 2001	San Luis Obispo	Regional Board Conference Room, 81 Higuera St., Suite 200, San Luis Obispo, CA 93401-5411
February 1, 2002	San Luis Obispo	Regional Board Conference Room, 81 Higuera St., Suite 200, San Luis Obispo, CA 93401-5411
March 22, 2002	Salinas	Salinas City Council Chamber Rotunda 200 Lincoln Avenue, Salinas, CA 93901
May 17, 2002	San Luis Obispo	Regional Board Conference Room 81 Higuera St., Suite 200, San Luis Obispo, CA 93401-5411
July 12, 2002	San Luis Obispo	Regional Board Conference Room 81 Higuera St., Suite 200, San Luis Obispo, CA 93401-5411
September 20, 2002	Salinas	Salinas City Council Chamber Rotunda 200 Lincoln Avenue, Salinas, CA 93901
October 25, 2002	San Luis Obispo	Regional Board Conference Room 81 Higuera St., Suite 200, San Luis Obispo, CA 93401-5411
*November 29, 2002	San Luis Obispo	Regional Board Conference Room 81 Higuera St., Suite 200, San Luis Obispo, CA 93401-5411

\*Note: Regional Board will change the *November 29, 2002* meeting date due to holiday conflict at the December 7, 2001 Board meeting. The Board will also change the location of one of the above meetings.

**LEAD STAFF PERSONS**

Roger W. Briggs, <i>Executive Officer</i>	805-549-3140
Paul Jagger, <i>Assistant Executive Officer / Ombudsman</i>	805-549-3502
Carol Hewitt, <i>Executive Office Technician</i>	805-549-3503
Cyndee Jones, <i>Acting Administrative Officer</i>	805-549-3372
Jennifer Soloway, <i>Staff Counsel</i>	916-341-5176
Brad Hagemann, <i>Supervising Water Resources Control Engineer</i>	805-549-3697

**INVESTIGATION AND CLEANUP BRANCH**

Jay Cano, <i>Above and Under Ground Tanks</i>	805-549-3699
Michael LeBrun, <i>Department of Defense Program and Landfills</i>	805-542-4645
Harvey Packard, <i>Cost Recovery Program, Major Oil Field and Pipeline Cleanups</i>	805-542-4639

**WATERSHED BRANCH**

Chris Adair, <i>Northern Watershed Unit Supervisor</i>	805-549-3761
Gerhardt Hubner, <i>Coastal Watershed Unit Supervisor</i>	805-549-4647
Eric Gobler, <i>Central Watershed Unit Supervisor</i>	805-549-3467
Lisa Horowitz McCann, <i>Watershed Assessment Unit Supervisor</i>	805-549-3132
John Robertson, <i>Southern Watershed Unit Supervisor</i>	805-542-4630

**REGIONAL MONITORING AND BASIN PLANNING**

Karen Worcester, <i>Environmental Specialist</i>	805-549-3333
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(Please send or fax correspondence to (refer to instructions at the bottom of page one):

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**CENTRAL COAST REGIONAL BOARD MEMBERS**

<u>Board Member</u>	<u>Appointment Category</u>	<u>Term Expires</u>
Leslie S. Bowker <i>Co-Vice Chair -Los Osos</i>	County Government	09/30/2003
Bruce K. Daniels <i>Co-Vice Chair -Capitola</i>	Water Quality	09/18/2002
John Hayashi <i>Arroyo Grande</i>	Irrigated Agriculture	09/30/2003
Gary Shallcross <i>Chair - Monterey</i>	Recreation, Fish or Wildlife	09/18/2002
Jeffrey S. Young <i>Santa Barbara</i>	Municipal Government	09/30/2005
Vacant	Water Supply	09/30/2001
Vacant	Water Quality	09/30/2004
Vacant	Public	09/30/2004
Vacant	Industrial Water Use	09/30/2004

**CONDUCT OF MEETING**

- A - The primary duty of the Regional Board is to protect the quality of waters within the Region for all beneficial uses. This duty is implemented by formulating and adopting water quality plans for specific ground or surface water basins and by prescribing and enforcing requirements on all domestic and industrial waste discharges. Specific responsibilities and procedures of the Regional Water Quality Control Boards and the State Water Resources
- B - The purpose of the meeting is for the Board to obtain testimony and information from concerned and affected parties and make decisions after considering the recommendations made by the Executive Officer. The Board will vote only on matters listed on the agenda. The Board may give direction to the Executive Officer on any matter discussed during the meeting.
- C - Agenda items are numbered for identification purposes and will not necessarily be considered in the order listed.
- D - The Board and staff welcome information on pertinent problems, but comments at the meeting should be brief and directed to specifics of the case to enable the Board to take the appropriate action. Whenever possible, lengthy testimony should be presented to the Board in writing and only a summary of pertinent points presented verbally. In order to give everyone an opportunity to be heard, comments should have been previously submitted in writing and a time limit on presentations may be imposed on any agenda item. Speakers should plan to summarize key points within 3 minutes. We would appreciate staff being notified prior to meetings of presentations planned for longer than 3 minutes, for scheduling purposes.
- E - Material presented to the Board, as part of testimony (e.g., photographs, slides, charts, diagrams, etc.) that is to be made part of the record must be left with Assistant Executive Officer Paul Jagger. Photographs or slides of large exhibits are acceptable.
- F - All Board files, exhibits, and agenda material pertaining to items on this agenda are hereby part of the record.
- G - Any person affected adversely by a certain decision of the California Regional Water Quality Control Board, Central Coast Region (Regional Board), may petition the State Water Resources Control Board (State Board) according to Water Code section 13320 and Title 23 California Code of Regulation section 2050. The Petition should be addressed to Office of Chief Counsel and must be filed within 30 days of the EO's or the Board's action or failure to act. The State Board must receive the petition within 30 days of the Regional Board's meeting at which the action was taken. Copies of the law and regulations applicable to filing petitions will be provided upon request.
- H - A copy of the procedures governing Regional Water Quality Control Board meetings may be found at Title 23, California Code of Regulations, Section 647 et seq., and is available upon request. Hearings before the Regional Board are not conducted pursuant to Government Code Section 11500 et seq.
- I - The facility is accessible to people with disabilities. Individuals who require special accommodations are requested to contact Paul Jagger (805/549-3502); or Jay Cano (805/549-3599) at least five working days prior to the meeting. TTY users may contact the California Relay Service at 1-800-735-2929 or voice line at 1-800-735-2922.
- J - All persons who actively support or oppose the adoption of waste discharge requirements or an NPDES permit pending before the Regional Board must submit a statement to the Board disclosing any contributions of \$100 or more to be used in a federal, state, or local election, made by the action supporter or opponent, or his or her agent within the last 12 months to any Regional Board Member.
- K - All permit applicants or persons who actively support or oppose adoption of a set of waste discharge requirements or an NPDES permit pending before the Regional Board, are prohibited from making a contribution of \$100 (or more) to any Board Member for three months following a Regional Board decision on the permit application.

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